

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY
NEWARK VICINAGE

Andrew L. Schlafly (AS4533)
Attorney at Law
939 Old Chester Rd.
Far Hills, NJ 07931
(908) 719-8608
Attorney for Plaintiff Andrew L. Schlafly

ANDREW L. SCHLAFLY, on Behalf of
Himself Individually and on Behalf of All Other
Members of Eagle Forum, a Non-Profit
Membership Corporation,

Plaintiff,

vs.

EAGLE FORUM, EDWARD R. MARTIN, JR.,
JOHN F. SCHLAFLY, ESTATE OF PHYLLIS
M. SCHLAFLY, EAGLE TRUST FUND, AND
EAGLE FORUM EDUCATION AND LEGAL
DEFENSE FUND,

Defendants.

CASE No. 2:17-cv-02522-ES-MAH

**PLAINTIFF'S POSITION ON
THE PENDING REQUEST FOR
A STAY**

As requested by this Court in its Order dated June 18, 2022 (D.E. No. 279), Plaintiff Andrew L. Schlafly ("Plaintiff") hereby states his position on the pending request for a stay (D.E. Nos. 277 & 278). Plaintiff appreciates the careful attention provided by Your Honor to this complicated interpleader case involving many parties.

Plaintiff supports a stay for reasons already submitted by other parties. Plaintiff adds that during the appeal in this case a substantial federal judgment was rendered against Eagle Forum, which nearly two years later remains unsatisfied by Eagle Forum. *Eagle Forum v. Phyllis Schlafly's Am. Eagles*, 498 F. Supp. 3d 1024, 1050 (S.D. Ill. 2020) (entering a judgment against Eagle Forum of nearly \$70,000). I am coincidentally aware of this as a volunteer director of the prevailing party in that case. There may also be other unrelated creditors holding unsatisfied judgments against Eagle Forum, about which this Court could require a representation by Eagle Forum pursuant to L.Civ.R. 67.1, to ensure a fair distribution of interpleaded funds.

Under L.Civ.R. 67.1(b)(4), a pending “lien or other claim” against interpleaded funds deposited into the court is a valid reason to delay distribution, lest creditors be denied fair relief. To ensure equitable distribution of these remaining assets to creditors, Plaintiff respectfully requests a continuation of the stay. If it please the Court, Plaintiff consents to referral to a magistrate judge on this issue of a liquidated federal judgment against Eagle Forum, and other liquidated claims against it, under L.Civ.R. 67.1 (which was amended on March 24, 2021).

Thank you, Your Honor, for your efforts on this matter.

Dated: June 21, 2022

ANDREW L. SCHLAFLY, ESQ.

/s/ Andrew L. Schlafly
Andrew L. Schlafly (AS4533)
Attorney at Law
939 Old Chester Road
Far Hills, New Jersey 07931
908-719-8608
aschlafly@aol.com

Attorney for Plaintiff Andrew L. Schlafly